

**CITY OF HOMER
HOMER, ALASKA**

**PWD
City Clerk**

RESOLUTION 99-51

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIM DEED FOR THE HOMER SMALL BOAT HARBOR FROM THE UNITED STATES OF AMERICA TO THE CITY OF HOMER.

WHEREAS, in 1964 the US Department of the Army Corps of Engineers required the City of Homer to convey the Small Boat Harbor property to the United States as a condition to the Corps of Engineers' participation in the harbor improvement and dredging project, which continues to this day; and

WHEREAS, the Corps of Engineers decided in 1993 that it really never had the authority to require the City to deed such realty interests to the United States and is undoing the conveyances it required in 1964; and

WHEREAS, prior to the City signing the Quit Claim Deed a Preliminary Assessment Screening was done with seven semi-volatile organic compounds detected; and

WHEREAS, the City's legal counsel suggested that these semi-volatile organic compounds be identified prior to the execution of the Quitclaim Deed; and

WHEREAS, Public Works received a written response from the Corps of Engineers that these seven semi-volatile substances are considered non-harmful to the marine environment.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska hereby authorizes the City Manager to execute the Quitclaim Deed for the Homer Small Boat Harbor from the United States of America to the City of Homer.

PASSED AND ADOPTED by the City Council of Homer, Alaska this 28th day of June, 1999.

CITY OF HOMER

ATTEST:


MARY L. CALHOUN, CMC/AE, CITY CLERK


JACK CUSHING, MAYOR